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APPLICATION NO.	F	ILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/762,388		01/22/2004	James L. Madara	7210.03 4854	
7590 02/06/2006		02/06/2006		EXAM	INER
Scott D. Rot			FAY, ZOHREH A		
DORSEY & ' Suite 1500	WHITNI	EY LLP	ART UNIT	PAPER NUMBER	
50 South Sixt			1618		
Minneapolis,	MN 55	5402-1498	DATE MAILED: 02/06/2006		

Please find below and/or attached an Office communication concerning this application or proceeding.

Application No. Application No. Application No. Applicant(s)								
### Examiner ### Art Unit ### 20heeh A. Fay ### 1618 - The MAILING DATE of this communication appears on the cover sheet with the correspondence address Period for Reply A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION. - Extractions of time may be available under the provisions of 37 CPR 1,130(a). In no event, however, may a regly be finely seed to a variety in the provision of 37 CPR 1,130(a). In no event, however, may a regly be finely seed in the seed in the common of 37 CPR 1,130(a). In no event, however, may a regly be finely seed in the seed in the common of 37 CPR 1,130(a). In no event, however, may a regly be finely seed in the seed in the seed in the seed in the seed of the seed in th		Application No.	Applicant(s)					
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WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION. Extensions of the may be evaluate under the provision of 3° CFR 1.38(a). In no event, however, may a reply be timely filled after 50X (b) MONTHS from the mailing date of his communication. 40X (b) MONTHS from the mailing date of his communication. Failure to reply when the set or created period for reply will, by statics, such each period for the bosem ABANDORD 136 U.S. C; 1333. Any reply received by the Office later than three morths after the mailing date of this communication, even if timely filted, may reduce any seamed patient an adjustment. See 3° CFR 1.704(b). Status 1) □ Responsive to communication(s) filed on		VIOLOGET TO EVOLDE A MONTH	O) OD TUUDTY (20) DAYO					
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12) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f). a) All b) Some * c) None of: 1. Certified copies of the priority documents have been received. 2. Certified copies of the priority documents have been received in Application No 3. Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)). * See the attached detailed Office action for a list of the certified copies not received. Attachment(s) 1) Notice of References Cited (PTO-892) 2) Notice of Draftsperson's Patent Drawing Review (PTO-948) 3) Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08) 5) Notice of Informal Patent Application (PTO-152)	11) ☐ The oath or declaration is objected to by the Ex	aminer. Note the attached Office	Action or form PTO-152.					
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Art Unit: 1618

Claims 1-27 are presented for examination.

The remarks filed on November 27, 2005 have been received and entered.

Claims 1-27 are rejected under 35 U.S.C. 112 first paragraph for the reasons set forth on pages 3-5 of the office action of August 29, 2005.

Applicant's arguments and remarks have been carefully considered, but are not deemed to be persuasive. Applicant in his remarks argues that the claims of the instant application are not drawn to the treatment or prevention of any disorders. The allegation is not well taken. The claims of the instant application are drawn to a method to inhibit activation of an inflammatory cell, which interacts with columnar epithelium. Such inhibition causes the treatment or prevention of certain disorders. The instant specification provides guidance and it is only enabled for the treatment of certain inflammatory disorders of epithelium of different parts of the body. Applicant specification does not set forth a representative number of examples to demonstrate that lipoxin A4 is capable of treating or preventing a representative number of disorders associated with inflammation of columnar epithelium.

The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless -

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

Claims 1-14 are rejected under 35 U.S.C. 102 (b) as being anticipated by WO 90/13292. WO Patent teaches the use of Lipoxin A4 for the treatment of vasoconstriction which is found in diseases such as asthma, allergic reactions and

inflammatory reaction in different parts of the body. See page 8, lines 16-31. Such use would inherently inhibit the activation of an inflammatory cell. The above reference also teaches the synthetic analogues lipoxin A4. See page 6, lines 14-17.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Zohreh A. Fay whose telephone number is (571) 272-0573. The examiner can normally be reached on Monday to Friday 9:30-6:00.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Michael Hartley can be reached on (571) 272-0616. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

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ZOHREH FAY PRIMARY EXAMINER GROUP 1200